

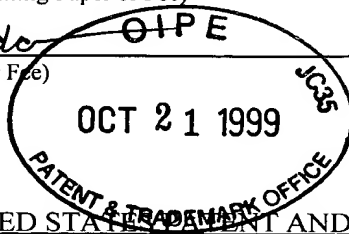
GAU 2755  
4  
08/11/00

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on October 19, 1999  
Drew Herndon

(Typed or Printed Name of Person Mailing Paper or Fee)

Drew R Herndon  
(Signature of Person Mailing Paper or Fee)



PATENT  
Attorney Docket No. 23005-719

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application	) <u>PATENT APPLICATION</u>
	)
Inventor(s): Rubinstain et al.	)
	)
Application No.: 09/322,062	) Art Unit: 2755
	)
Filed: May 27, 1999	) Examiner: Unknown
	)
Title: HIGH DATA RATE ETHERNET TRANSPORT	)
FACILITY OVER DIGITAL SUBSCRIBER LINES	)
	)

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Listed below or on an attached Form PTO-1449 is information known to applicant(s). A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

X This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):

- (1) It is being filed within 3 months of the application filing date  
-- OR --  
— (2) It is being filed within 3 months of entry of a national stage  
-- OR --  
X (3) It is being filed before the mail date of the first Office Action on the merits.

— 37 C.F.R. §1.97(c). If this statement is being filed after the latest of: (1) three months beyond the filing date of a national application; (2) three months beyond the date of entry of the national stage as set forth in §1.491 in an international application; or (3) the mailing date of a first Office action on the merits, but before the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, then:

— a certification as specified in §1.97(e) is provided below; **or**

— a fee of \$240.00 as set forth in §1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

— 37 C.F.R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office action under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:

A. a certification as specified in §1.97(e) is completed below; **and**

B. a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; **and**

C. a fee of \$130.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.

X *Fee Authorization.* The Commissioner is hereby authorized to charge the above-referenced fees of \$ 0.00 and charge any additional fees or credit any overpayment associated with this communication to Deposit Account No. 23-2415 (Docket No. 23005-719).

Respectfully submitted,

WILSON SONSINI GOODRICH & ROSATI

Date:

Oct. 19, 1999

By:

David J. Weitz

David J. Weitz  
Reg. No. 38,362

650 Page Mill Road  
Palo Alto, CA 94304-1050  
(650) 493-9300